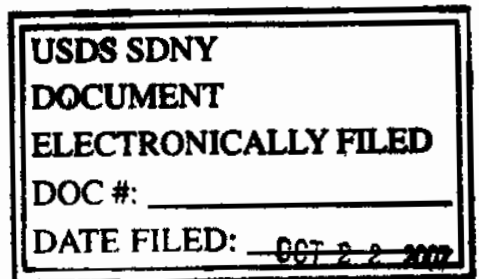


CHERRY, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



----- X

HENRY SHATKIN, on behalf of himself :
etc., :

Plaintiff, :

- against - :

THE BANK OF NEW YORK MELLON :
CORPORATION and THE BANK OF :
NEW YORK, :

Defendants. :

----- X

07 Civ. 7928 (PAC)


Submitted Electronically

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for plaintiff Henry Shatkin and defendants The Bank of New York Mellon Corporation and The Bank of New York that the time for defendants to move, answer, or otherwise respond to the First Amended Class Action Complaint in the above-captioned matter is extended to and including November 19, 2007. No defense is waived by the negotiation and entry into this stipulation.

Dated: New York, New York
October 17, 2007

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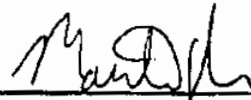
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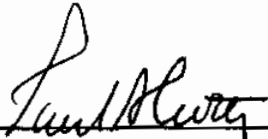


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*Attorneys for defendants The Bank of New
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New York*

SO ORDERED, at New York, New York,

22 October, 2007:



Hon. PAUL A. CROTTY
United States District Judge